

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
)
Plaintiff,) 8:16CR308
)
vs.)
)
ROEL LEMUS GARCIA,) ORDER
DIANA GUZMAN,)
)
Defendants.)

This matter is before the court on defendant's unopposed Motion to Continue Trial [48]. Counsel has recently been appointed and needs to obtain discovery as well as meet with his client. Defendant is ordered to comply with NECrimR 12.1(a). For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [48] is granted as follows:

1. The jury trial, **for both defendants**, now set for May 23, 2017 is continued to **July 25, 2017**.
2. The defendant shall file the affidavit required by paragraph 9 of the progression order and NE.CrimR 12.1(a) forthwith.
3. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and July 25, 2017**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED May 16, 2017.

BY THE COURT:

s/ F.A. Gossett, III
United States Magistrate Judge